

**UNITED STATES DEPARTMENT OF AGRICULTURE**

Farm Service Agency  
Washington, DC 20250

**Notice FLP-276**

1951-C

**For:** State and County Offices

**Administrative Offset of Department of Justice (DOJ)  
Judgment Accounts That Are Retained by DOJ**

**Approved by:** Acting Deputy Administrator, Farm Loan Programs



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**1 Servicing Judgment Accounts Retained by DOJ**

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**A**

**Background**

Notice FLP-258:

- provided direction on servicing and managing judgment accounts
- subparagraph 2 B directed field offices to take no action on accounts retained by DOJ for collection or servicing.

Without FLP taking action to obtain internal administrative offset, FSA, Farm Program payments authorized by the Farm Security and Rural Investment Act of 2002 would be issued to FLP borrowers with outstanding judgments on their FLP debts. Based on FSA and Commodity Credit Corporation offset regulations at 7 CFR sections 792.7 and 1403.7, DOJ is not entitled to priority in requesting internal administrative offset on these payments. Since FLP wants to use its priority under these regulations to obtain internal administrative offset on judgment accounts, offices should request written concurrence from the applicable U.S. Attorney's Office before pursuing offset.

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**B**

**Purpose**

This notice provides guidance about actions required before pursuing internal administrative offset on judgment accounts retained by DOJ.

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| Disposal Date           | Distribution   |
|-------------------------|--|
| July 1, 2003<br>10-8-02 | State Offices; State Offices relay to County Offices |

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## Notice FLP-276

### 1 Servicing Judgment Accounts Retained by DOJ (Continued)

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#### C

##### Action

State and County Offices servicing judgment accounts retained by DOJ shall:

- immediately request written concurrence from the applicable U.S. Attorney's Office to proceed with administrative offset
  - pursue internal administrative offset according to RD Instruction 1951-C after obtaining DOJ concurrence
  - notify DOJ by memo of all administrative offset collections received and applied to the judgment accounts.
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#### D

##### Contact

If questions about this notice, contact David Spillman, Loan Servicing and Property Management Division at 202-720-0900.

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